

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
 PINERIDGE FARMS, INC.)
)
For Extension of Motor Carrier)
Certificate.)
_____)

DOCKET NO. 04-0024

DECISION AND ORDER NO. 20954

DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

2004 MAY -4 A 8:12

RECEIVED

Filed April 30, 2004
At 2:00 o'clock P .M.

Karen Higashi.
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
K. Higashi.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of))
PINERIDGE FARMS, INC.)) Docket No. 04-0024
))
For Extension of Motor Carrier)) Decision and Order No. 20954
Certificate.))
_____))

DECISION AND ORDER

I.

Application to Extend Common Carrier Authority

PINERIDGE FARMS, INC. ("Applicant") is a common carrier of property by motor vehicle over irregular routes on the island of Oahu in the general commodities (excluding break bulk and delivery service) and dump truck classifications. On January 29, 2004, Applicant filed an application seeking commission approval to extend its authority under certificate of public convenience and necessity number 36-C ("Certificate No. 36-C") to include the dump truck classification on the island of Maui. Applicant represents that if its authority is extended as requested, it can meet customer demand for its dump truck hauling services on the island of Maui. Applicant was previously granted a temporary certificate for 120 days, effective until May 9, 2004.¹

Applicant served copies of the application on the Hawaii Transportation Association, which consists of carriers that may be

¹See Decision and Order No. 20746, filed on January 9, 2004, in Docket No. 04-0003.

affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"). The Consumer Advocate did not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Findings and Conclusions

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to Hawaii Revised Statutes chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for an extension of its authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of property over irregular routes on the island of Oahu in the general commodities (excluding break bulk and delivery service) and dump truck classifications, and on the island of Maui in the dump truck classification.

2. Applicant shall surrender Certificate No. 36-C, and an amended certificate reflecting the operating authority granted by this decision and order shall be issued.


3. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff.

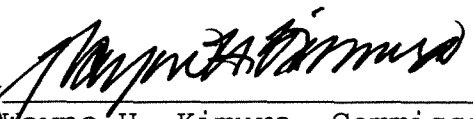
4. Applicant shall comply with the foregoing requirements within 120 days after service of this decision and order. Failure to comply within the time specified constitutes cause for this commission to void this decision and order.

5. Applicant shall not commence operations in the dump truck classification on the island of Maui until it has received written confirmation from the commission that all requirements have been met.

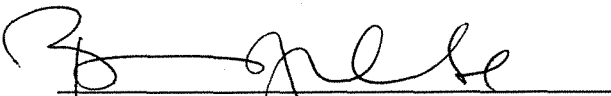
DONE at Honolulu, Hawaii this 30th day of April, 2004.

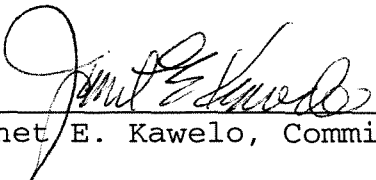
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

By 
Janet E. Kawelo, Commissioner

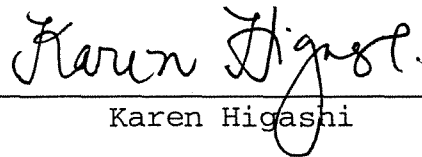
04-0024.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 20954 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

PINERIDGE FARMS, INC.
c/o GEORGETTE SILVA
611 Middle Street
Honolulu, HI 96819



Karen Higashi

DATED: May 3, 2004